

THE DAILY JOURNAL.

VOL. II.

NEW BERNE, N. C., THURSDAY, JUNE 7, 1883.

NO. 59.

LOCAL NEWS.

NEW ADVERTISEMENTS.
Geo. T. DUFFY—Excursion.
W. P. BALLANCE & Co.—To customers.
J. DETRICK—Billiard saloon.

Journal Miniature Almanac.
Sun rises, 4:45; Length of day,
Sun sets, 7:14; 14 hours, 81 minutes.
Moon sets at 9:20 p. m.

The schooner *Theresa* is on Howard's railway for repairs.

Mr. James Howard has begun work on the new steamer for the Neuse River Navigation Co.

Mr. Charley Mallett, of Riverdale, exhibited a ripe peach in the city on Tuesday, the first of the season.

The bath house, under the management of W. M. Watson, Jr., is now fitted up in good order, and will continue open during the season.

The steamer *Trent* will make an excursion trip down the river this evening from the foot of Craven street, leaving at 5:30 and returning at 8 p. m.

Mr. Amos Cook has sunk the well on Moonshine Alley between fifty-five and sixty feet. He has also drained a pond into it and finds that it answers the purpose.

Capt. O. S. Dewey has moved down on the corner of Broad and Craven streets, so that it will be convenient for him to attend the corner where the regular meetings of the "Jewels" are held during the summer months.

Capt. John A. Richardson has received a letter from Monterano, Washington Territory, addressed to Mr. A. G. Hubbard, in which the writer inquires about the property of one William Mace, who, he says, died about twenty or thirty years ago. He says there was considerable property and he has the power of attorney.

Resumed Business.

Mr. U. S. Mace & Co. have rented the store next door to Wabab's on Middle street, and are ready for business. They lost nearly their entire stock in the late fire, but have adjusted their losses with the companies and are now ready for a fresh start.

Hour of Closing.

Dr. W. P. Ballance & Co. gives notice elsewhere that they will close their store hereafter at 7 o'clock except Saturday night. It would seem that any reasonable man ought to be satisfied with 14 hours work in one day. Besides when the people understand that the stores are to be closed at a certain hour they will soon learn to do their trading before that hour.

Report of the Grand Jury.

On Tuesday the Grand Jury, before being discharged, submitted the following report:

We, the undersigned, grand jurors for the Superior Court of Craven county, Spring Term, 1883, respectfully report that we visited the county jail and poor house, and found them both in good condition and inmates well cared for.

In our judgment three of the inmates of the poor house are capable of providing for themselves, if properly bound out or hired.

W. H. EMMERSON, Foreman.

George H. Snow, Esq.

This talented young gentleman who appeared in the mandamus case, brought before Judge Phillips this week, made a most favorable impression on all who were present. The reading of the answer by him was simply charming in manner, emphasis and pronunciation, which caused many to linger longer than they otherwise would have done, hoping to hear him in an argument before the court, but the case was so clearly put by his associate, Mr. Bushes that he made no extended remarks and many persons have expressed regret at not hearing Snow even in June.

All the legal gentlemen made favorable impressions and in the language of the inimitable Ince we say "come again."

Railroad Meeting.

The adjourned meeting of citizens, to take action in the matter of leasing the A. & N. C. R. R., was held at the Board of Trade rooms last night.

The Committee on Subscriptions reported progress and was on motion continued.

A series of resolutions were adopted and directed to be published in the New Berne papers. One of the resolutions raises a committee of fifteen to be appointed by the chairman to confer with the persons at Raleigh, Goldsboro and Winston who may be interested in the matter. [The whole will be published in tomorrow's JOURNAL.] Members of the committee will be informed of their appointments, and future meetings of those who subscribe will be held.

On motion, the meeting adjourned sine die.

E. H. MARSHALL, Chairman.
H. S. NORTON, D. T. GARRAWAY, Sec'y.

Cotton Market.

Futures still declining; dull and easy; spots dull and nominal. New Berne market dull.

NEW YORK MARKET, SPOT:
Middling 10 5-8.
Strict low middling 10 7-16.
Low middling 10 1-8.

NEW YORK FUTURES:
June, 10.60
July, 10.59
August, 10.63
September, 10.38

Correction.

In our notice of the Raleigh mandamus case heard before Judge Phillips on Tuesday, in giving the statement of the case as we caught it from the pleadings, we stated that the resolution declaring Stewart Ellison's seat vacant was adopted by the casting vote of the Mayor. We have been informed that in this we were mistaken; that the tie vote occurred on the called for previous question, and that the resolution was adopted *vide voce* while a quorum was present. We are also informed by counsel for the defendants in the case that they have no desire to delay a hearing of the plaintiffs if they would admit all the facts without raising an issue.

Judge Fred Phillips.

We deem it our province as the publisher of an independent Journal to express our ungratified approval of the act of Judge Phillips in the superior court yesterday.

We do not mean to express any opinion as to the guilt or innocence of the prisoner, George Washington, nor do we mean to be of any detriment to his defence of the grave charge preferred against him.

But the packed jury, so evident to any thinking man, and the action of the corrupt jurors, Hukins and Francks, clearly shown by the diligent counsel for the State, demanded from an honorable Judge of our court the summary punishment which they will probably get, and which we have set forth in another column of this issue.

All honor and praise to Judge Phillips. His action is a lesson to the corrupt villain who deprives Justice of her rights, and by his noble prompt and manly action has won the esteem of our entire community. The Judge can go home knowing that his action found hearty endorsement in the breast of all honest men in our country.

Justice Outraged.

One of the most disgraceful acts in a court of Justice that has ever fallen to our lot to record, developed itself on Wednesday upon the trial of George Washington, indicted for the murder of Augustus Rohr.

A special venire of one hundred and twenty-five had been summoned for the trial of the case, out of which a jury was selected consisting of eleven colored men and one white man. After the jury had been selected, the court adjourned for dinner, and upon re-assembling, Mr. F. M. Simmons, of the firm of Nixon, Simmons & Manly, who were engaged in the prosecution, arose and stated to His Honor that it had come to their knowledge that two of the jurors who had been selected for the trial of this cause, had answered improperly the questions touching their competency to serve as jurors and they did it for the purpose of getting themselves on the jury and acquitting the prisoner. James Hukins, the first juror chosen, when asked by counsel for the prosecution if he had formed and expressed an opinion that the prisoner was not guilty, answered that he had not but on the contrary had formed and expressed his opinion that he was guilty. He was passed by counsel for the prosecution and accepted by counsel for the defense. It was proven by counsel for the prosecution that this juror, notwithstanding his answer as above stated, had that morning declared that George Washington was as innocent as a new born babe.

Thos. Franks, the second juror chosen, in answer to the question if he had formed and expressed an opinion that the prisoner was not guilty, said he had not and didn't know much about it, when it was proven that he had that morning stated that if he could get on the jury he would make it all right.

His Honor, upon hearing the facts in the case, ordered a juror withdrawn and a mistrial, with the facts and the law, entered upon the docket. In discharging the jury His Honor addressed them in a very feeling and impressive manner in regard to the outrage perpetrated by two of their fellow men. An attachment for contempt was immediately served upon James Hukins and the case set for hearing this morning. A warrant was issued by Justice Campbell for Thos. Franks for perjury which was also set for a hearing this morning. Perhaps we ought to stop here and wait until these parties have had a hearing before we go further. But this is the third homicide that has been committed

in this city within the last few years and yet no one has suffered the penalty provided by law. It is a common talk in New Berne that a man cannot be convicted of murder or manslaughter here, and the inference is that a jury can be packed so as to prevent it. In the language of Mr. Manly, in addressing the court on the motion for a mistrial, it is enough to make every law-abiding citizen of Craven county shudder to think of the horrible consequences that such outrages upon justice will lead to. The guilt of these parties was sufficiently established on yesterday to order a mistrial of the case on which they had been sworn as jurors. From the developments already made, they went into that jury box for the purpose of delaying or defeating the ends of justice. If they succeeded in delaying justice in the case of George Washington, perhaps they have also succeeded in bringing swift justice upon their own heads. The time honored custom of trial by jury is fast coming into disrepute. There must be some legislation by which incompetent and corrupt men may be kept out of the box or our courts will soon become farcical and inadequate for the purpose of meeting out justice between man and man.

A motion will be made this morning to remove the trial of George Washington from this county.

Meeting of City Council.

TUESDAY EVENING, June 5th, 1883.
The regular meeting of the Board was held this evening, Mayor Howard presiding. Present, Councilmen Gray, Rountree, Miller, Hackburn, Moore, Howard, Crawford and Oden.

Communications were read from the Underwriters of Fire Insurance and the Board of Trade of this city protesting against the erection of frame buildings in what is called the Fire District of New Berne, which were, on motion, received and filed.

The Mayor reported costs collected during the past month \$9.80.
The Marshal reported costs collected \$9.80, and expenditures on streets and pumps \$150.02.

On motion, the limits of the Hog Ordinance were changed so as to run East of Hancock street and thence with the Railroad from the brick warehouse on the river to Hancock and Queen streets, thence with Queen to George and so on as at present.

The Committee on Ordinances and Licenses reported the Ordinance and License Tax same as last year with the following changes for this year, which were, on motion, adopted:

Auctioneers, \$1 per month; Bowling Alleys, \$2 per month; Circuses \$25 per annum in advance; Photographers, 50c. per month; Real Estate Agents, 50c. per month; Telegraph Companies, \$4.00, and added to the list Rice and Oil Mills, \$1 per month; Canning Factories, \$10 per year in advance; Soliciting Agents, \$2 per month; Merchant Tailors, 50c. per month; Dealers in Machinery, \$2 per month.

The Committee on Streets and Pumps reported that the well on Moonshine Alley would be completed on the 6th at a cost not exceeding \$50.

Maj. Hughes being present to ask permission to erect frame buildings on east side of Market basin, was, on motion, allowed to present his views. Mr. J. S. Long, on behalf of Underwriters, also made some remarks in opposition to the erection of such buildings. Maj. Hughes then stated that he would cover the fronts, sides and roofs of the buildings with metal.

Councilman Gray moved that the matter be referred to the Fire Department Committee and the Mayor to examine and report at a meeting to be called by the Mayor. Carried.

The Finance Committee reported that it would not be expedient to borrow money to pay City bills in cash.

Mr. Allen, from a committee of the Academy, stated that the Board of Trustees recommended that a tax of 20 cents on the \$100 and 60 cents on the poll be levied under the provisions of the Graded School bill.

Councilman Oden moved that the Board replace seven kerosene lamps in the upper part of the city and an amendment was made referring the matter to the Committee on Streets and Pumps, with power to replace all or none of the lights discontinued some time since. Carried.

The Clerk was instructed to notify the Southern Bell Telephone Company that the City would discontinue the use of the two telephones in the engine houses at the expiration of the fiscal year ending June 31.

Councilman Moore asked for duplicate vouchers for J. McGregor, which was referred to the Finance Committee with power to act.

On motion of Councilman Moore the Board refused to grant license to the Keno Establishment on Middle street. On motion, the matter of an Inspector

of fresh meats for the market was referred to the Sanitary Committee to report at next meeting.

Councilman Moore presented a voucher dated in October 1880, and asked for a new voucher. On motion it was referred to the Finance Committee to report at next meeting.

Councilman Moore moved that the Fire Department Committee be instructed to purchase from the Silsby Manufacturing Company a second-hand engine at a cost not to exceed \$400 provided the Attorney said they could do so legally, which was lost, ayes, Hackburn, Moore, Oden and Crawford. Noes, Gray, Miller and Howard.

The matter of rent of Engine house for the Reliance and Rough and Ready engines was referred to Fire Department Committee.

Councilman Hackburn, Chairman of Fire Department Committee, presented a bill of Silsby Manufacturing Company for \$49.93, which was ordered paid.

Bill of Towner, Landstreet & Co. for 500 feet of hose \$350. Hose received, tested and ordered accepted, bill due January 1st, 1884.

The Dog Tax was made same as last year.

The monthly bills were allowed, the minutes read and adopted and the Board adjourned.

R. D. HANCOCK, City Clerk.

Cententnea Neck Items.

The crops are looking very well.

School district No. 1 will vote on the Dorch assessment bill June 23d.

Mr. J. L. Ives has two acres planted in Irish potatoes. He will begin to ship in a few days.

The negro Guilford Edwards, alias Soon, has not been hung, as reported. He is at large and has threatened the lives of those who arrested him.

There is not over three fourths as much cotton planted this year as was last. The "Stock Law" has turned the farmers to raising corn, millet and other grains to keep the cows and hogs from perishing.

The closing exercises of Bethel Academy took place Friday, June 1st. The annual address was delivered by Capt. M. C. S. Noble, of Wilmington. His subject was "Education." His speech was one of the best I have ever heard. The speeches of the pupils came off at 8 o'clock Friday night. It was so I could not have the opportunity of hearing the speeches, but hear them spoken of as being very good. The next session of the Academy will begin July 30th, 1883.

A. S. A.

La Grange Items.

W. L. Emerson died in Institute township, last Saturday.

Crops are rather small for the time of year, but growing rapidly.

Saturday it rained all day, the wind blew a gale and fires were needed.

Last Thursday a very heavy rain fell here. In the Falling Creek section it was a regular washer.

C. S. Wooten is off to Pitt to deliver an address before the school of Mr. Chestnut near Marlboro.

The new hotel (Fields') is being raised, and will be completed and ready for boarders as soon as possible.

Considerable sickness in the surrounding country, some very severe. Glad to be able to report the sick ones in town much improved.

The Florida excursionists from our place returned after an absence of nine days. I hear that some purchases were made, but suppose it was with a view to speculation and not with the intention of moving thither.

The new valuation of real property in this township shows \$5312 acres, valued at 169,789 dollars, also 142 town lots in La Grange, valued at 49,005 dollars, an increase on the old valuation of about fifty thousand dollars.

Rev. L. C. Vass and Mr. George Allen of your city, and Rev. J. C. Alexander of Greensboro, arrived in town last Saturday to organize a Presbyterian church. The weather was unfavorable and no services were held on Saturday night. On Sunday morning, Rev. L. C. Vass preached at the Academy, and after preaching, the church was organized by electing M. H. Wooten, J. D. Murphy and H. M. McDonald Ruling Elders. Sunday afternoon a popular meeting was held at the Methodist church, and addressed by Reverend Alexander and Vass. Preaching Sunday night by Rev. Alexander, and the Elders were ordained and installed. Preaching again on Monday night. The services were very much enjoyed by the citizens and the preaching is very highly spoken of. We welcome the organization of a Presbyterian church in our town, and hope that it may accomplish much good among us.

COMMERCIAL.

NEW BERNE MARKET.

COTTON—Middling, 9 1-2; strict low middling 9 3-8; low middling 9 1-4.
CORN—In sacks, 68c.; in bulk 65c.
TURPENTINE—Dip, \$2.25; hard \$1.25.
TAR—Firm at \$1.80 and \$1.75.
BEEHIVE—25c. to 28c. per lb.
HONEY—60c. per gallon.
DEER—On foot, 5c. to 7c.
MUTTON—\$2.25 per head.
HAMS—Country, 13c. per pound.
LARD—Country, 14c. per lb.
FRESH PORK—70c. per pound.
EGGS—11c. per dozen.
PEANUTS—\$1.50 per bushel.
FODDER—\$1.25 per hundred.
ONIONS—4c. per bunch.
PEAS—\$1.00 a 1.25 per bushel.
HIDES—Dry, 9c. to 11c.; green 5c.
TALLOW—6c. per lb.
CHICKENS—Grown, 60a70c. per pair.
MEAL—Bolton, 75c. per bushel.
POTATOES—Bahamas, 50c.; yams 60c. per bushel.
TURBINS—3c. per bunch.
WALNUTS—50c. per bushel.
WOOL—12a20c. per pound.
SHINGLES—West India, dull and nominal; wanted. Building 5 inch, hearts, \$3.50; saps, \$2.50 per M.

To Our Customers.

After this date our store will open at 5 a. m. and close at 7 1/2 p. m., except Saturdays.
Our customers will please take notice and try to get their goods by this time. We do this in consideration of the long days, and so that the clerks can have more time to rest. Respectfully,
WM. FELL BALLANCE & Co.
June 7th, 1883.

NEW BERNE BILLIARD PARLOR,

In the Duffy Building on Middle street, near corner of Pollock.

FIVE NEW TABLES JUST PUT IN, Three Billiard and Two Pool, Finest in the Country.

CAROMBOLETTE TABLE. DEVI AMONG THE TAILORS

The finest Liquors and Cigars, the celebrated BERGERE & ENGEL BEER, Sour Kraut, Sardines, Lobster, Limburger and Schweitzer Cheese constantly on hand.
Novid & w. JOHN DETRICK.

Excursion This Evening

Steamer TRENT will make an Excursion Trip down the Neuse as far as River Dale

THIS AFTERNOON,

leaving Dock, foot Craven Street, at 5:30 p. m., and return by 8 p. m.
Fare for round trip for lady and gentleman, 25c. Lady alone 15c. Children under 10 years of age, 10c.
Accommodations for comfort and safety complete in every way.
GEO. T. DUFFY, Gen. F't Agt.

LIME ! LIME !

200 Barrels Building Lime, \$1.25 per Barrel.
In lots of twenty-five barrels, special terms.
may5-dtf SIMMONS & HAVENS.

Fulton Market Corned Beef,

English Breakfast Bacon, Sugar Cured Shoulders, Small Hams, Smoked Beef Tongues, English Island Molasses, Porto Rico Molasses, Fine Syrup, Choice Teas, Fresh Roasted Coffee, THE VERY BEST BUTTER that can be had, Irish Potatoes, Cream Cheese.

The following are a few of the Canned Goods which I am offering so Cheap:
Tomatoes, Peaches, Boston Baked Beans, Pine Apple, Corn, Succotash, Peas, Lobster, Salmon, Olive Butter, Milk, Brandy Peaches, Pickles.

My Spices are perfectly Pure.
C. E. SLOVER.
Jan11-dlv

JUST RECEIVED

—AT—

CHAS. H. BLANK'S

DUNLOP & McCAWCE'S

Celebrated Decorticated

Hungarian Roller Process

FLOUR.

The Best in the Market.

Try it and you will never use any other.

CITY ITEMS.

This column, next to local news, is to be used for Local Advertising.

Christian Brotherhood.

This society has solved the problem of cheap insurance and deserves the confidence and support of our people. Its management and directory is composed of some of the best and most reliable business men of Norfolk and any one in want of insurance cannot do better than unite with this society.

O. A. SLEDGE.

Lost.

On Tuesday night, the 23d day of May, somewhere on Neuse street between George and Craven, one large gold ear drop, with a small pearl set. Any one finding the same will be liberally rewarded by leaving it at the JOURNAL office.

The Finest Lot of N. C. Hams

Ever brought to this market, put up by two of Onslow's best farmers, S. W. Venters and E. J. Newbolds, for sale by may23 HUMPHREY & HOWARD.

A. H. Potter in making soda water does not use pump water but pure cistern water.

A First Class

Sewing machine—brand new—can be bought cheap at the JOURNAL office.

Notice.

The Twenty-ninth Annual Meeting of the Stockholders of the Atlantic and North Carolina Railroad Company will be held at MOREHEAD CITY on THURSDAY, the 28th day of June, 1883.
F. C. ROBERTS, Secretary.
may5-dtf

FASHIONABLE

Dancing Academy.

I will open a Dancing School at LOWTHROP HALL,

THURSDAY EVENING,

at 4 o'clock for young ladies and children, and half-past 8 at night for young men. All the modern dances taught. The German taught without extra charge. All who wish to join the class are invited to attend.
Terms per session, \$5.00.
Respectfully,
may5-dtf R. N. MEHEGAN.

JUST RECEIVED BY SHENANDOAH.

Good Baltimore Sugar Cured Hams and Shoulders, Breakfast Bacon, Jumbo Hams, Chip Beef, Fulton Market Beef, CHOICEST GILT EDGE BUTTER, Fresh Lobsters, etc., etc., Cheap as the cheapest, for cash.
WM. FELL BALLANCE & CO.
jul2-dtf

BUTTER.

Fine Cooking Butter from up country at 15 cents per pound by the kit. New York State Butter at 18 cents per pound by the tub. Good Goshen Butter at 30 cents per pound by the retail.
C. E. FOY & CO.,
d Brick Block, Middle street, Newbern, N. C.

Truckers, Ship Your Beans and Potatoes to

A. F. YOUNG & CO.,

PRODUCE

Commission Merchants

184 Reade and 210 Duane Sts.,

New York.

Southern Fruits and Vegetables a specialty.
REFERENCES—Irving National Bank, N. Y.; George H. Dawes, Norfolk, Va.; Thomas Scott, Portsmouth, Va.

Stencils can be had at JOURNAL office.

A. F. YOUNG, may24d PETER J. NEVINS.

FEED STORE.
HAY, CORN, PEAS, OATS, Etc., Etc., Etc.
J. V. WILLIAMS & CO.,
No. 444 Middle Street,
NEW BERNE, N. C.
Method: "Cash or No Trade" may24-d

Just Received:

A LOT OF

Murchison's Patent Combination Hoes, Rakes, Forks, &c., &c.

This combination is indispensable to Gardeners and Farmers. Call early and supply yourself before they are all gone.

J. C. WHEATY, New Berne, N. C.
may24d